TUVOUÞÃÕÜŒÞVÒÖ Kein H. Shomp

UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF TENNESSEE

vonda NOEL, On behalf of HERSELF and All Others Similarly Situated,	
Plaintiff,)	
)	CLASS AND COLLECTIVE
v.)	ACTION
METROPOLITAN GOVERNMENT OF)	CASE NO. 3:11-cv-519
NASHVILLE AND DAVIDSON)	
COUNTY, TENNESSEE,	JUDGE SHARP
	MAGISTRATE JUDGE KNOWLES
Defendant.	
)	

MOTION FOR LEAVE TO FILE SUR-REPLY IN OPPOSITION TO DEFENDANT'S MOTION TO DECERTIFY COLLECTIVE ACTION

In Defendant's Reply to Plaintiff's Response to Defendant's Motion to Decertify the Collective Class (Doc. No. 160.), Defendant focuses, for the first time, on Defendant's claim that it pays a "salary" to its correctional officers for all regularly scheduled work, rather than paying for the shifts actually worked.

To address this newly framed argument, Plaintiff respectfully requests leave to file the attached, two-page Sur-Reply.

Dated: March 6, 2013 Respectfully submitted,

/s/ David W. Garrison
GEORGE E. BARRETT

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